

Patterson Belknap Webb & Tyler LLP

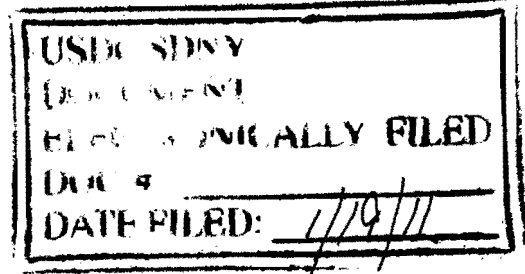
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January 18, 2011

By Facsimile

The Honorable Theodore H. Katz
United States Magistrate Judge
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street, Courtroom 17D
New York, New York 10007-1312

Nicolas Commandeur
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**Re: Ambac Assurance Corp. v. EMC Mortgage Corp.,
Index No. 08 Civ. 9464 (RMB) (THK)**

Dear Judge Katz:

As the Court is aware, Defendant EMC Mortgage Corporation ("EMC") submitted an application on the evening of Friday, January 14 seeking leave to serve additional discovery requests. Ambac's response to EMC's application is currently due on January 21. However, given the length of EMC's submission, Ambac respectfully requests an extension of three business days – until January 26, 2011 – to provide the Court with its response. EMC consents to this request. Neither party has previously sought an extension of time with respect to this application.

Respectfully submitted,

Nicolas Commandeur

cc (by e-mail): Richard A. Edlin, Esq.
Eric N. Whitney, Esq.
Anastasia A. Angelova, Esq.
Nick Panarella, Esq.
John Callagy, Esq.
Alison MacGregor, Esq.
Damaris Diaz, Esq.

Granted.

SO ORDERED

1/19/11

THEODORE H. KATZ
UNITED STATES MAGISTRATE JUDGE